HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, C.J.

WRIT PETITION NO. 454 OF 2006

PETITIONER Jodhi Ram Verma, S/o Shri H.P. Verma, Aged about 65 years, R/o village Sinodha, P.S. & Tahsil Tilda, District Raipur (C.G.)

versus

RESPONDENTS

1. State of Chhattisgarh, through The Collector Raipur (C.G.)
2. Tahsildar, Tahsil Tilda, District Raipur (C.G.)
3. Chhattisgarh Electricity Board, Through the Executive Engineer, District Raipur (C.G.)

Present : Mr. S.C. Verma, learned counsel for the petitioner.
Mr. Utkarsha Verma, learned Govt. Adv., for the State of CG.
Mr. A.S. Gaharwar, learned counsel for respondent No.3.

ORAL ORDER
(Passed on 30th January, 2006)

The petitioner, who is the owner of the subject land, being aggrieved by the action of the third respondent – Board in drawing high tension electric line across the subject land and refusal of the second respondent to accede to the request of the petitioner that high tension electric line should be drawn across the corner of the subject land, has filed this writ petition seeking intervention of the Court. The power of the third respondent – Board to draw the high-tension electric line across the land of the petitioner under Section 10 of the Telegraphic Act could not be questioned. Hearing of the owner of the property is not contemplated. The only right available to the owner of the property is to seek compensation. In that view of the matter, I dismiss the writ petition. It is

now open to the petitioner to make appropriate application before the District Magistrate for determination of the compensation to be paid in respect of the land of the petitioner used by the third respondent – Board and if such an application is made, it is hoped that the District Magistrate shall consider the same and pass appropriate order with promptitude. No costs.

Sd/-
The Chief Justice